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comprising a mechanism for setting a specified dose, a plunger means for abutting the moveable stopper, and a drive means for driving the plunger means to deliver the set	a dosage assembly	a cartridge assembly comprising a cartridge having a movable stopper at one end and a pierceable seal at an opposite end;	Claim Limitation 4. A medication delivery device upon which a needle assembly can be mounted, the device comprising:
a group of machine parts that includes a mechanism for setting a specified dose, a plunger means for abutting the moveable stopper and a drive means that drives the plunger in a medication delivery device. There is no requirement that the claimed dosage assembly include any specific part when the dosage assembly is not assembled into a medication delivery device.	"a dosage assembly"	"cartridge assembly" a group of machine parts that comprises a cartridge having a moveable stopper at one end and a pierceable seal at an opposite end.	"a medication delivery device upon which a needle assembly can be mounted" a medication injection delivery device that is used with a needle that is mounted on the device.
a self-contained, assembled structure used for dosing that must include "a mechanism for setting a specified dose," "a plunger means for abutting the movable stopper," and "a drive means for driving the plunger means to deliver the set dosage"	"a dosage assembly"	"cartridge assembly" a self-contained, assembled unit; in claim 4, the cartridge assembly includes a cartridge having a movable stopper at one end and a pierceable seal at the other end	"a medication delivery device" a device for delivering a medication such as insulin, growth hormone or other like medication

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				Claim Limitation doseage
"a plunger means for abutting the moveable stopper" a support that receives thrust or pressure from a drive means and delivers it to the stopper. A "plunger" was a well-known structure in the art as of the filing date of the patent. The word "means," which follows that term, cannot render the term "plunger" less structural. Moreover, the plain meaning of "abutting" does not require physical contact.		the patent (Fig. 1, col. 4, ll. 19-21, ll. 34-37) and such mechanisms were well-known in the art as of the filing date of the patent.	a mechanism that allows the user to set a specified dose of drug.	"a mechanism for setting a specified dose"
"a plunger means for abutting the moveable stopper" This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: abutting or touching the movable stopper of the cartridge assembly. Corresponding structure: The structure disclosed in the '408 patent specification that abuts or touches the moveable stopper is: the rod element 7. See, e.g., '408 patent, col. 2, lines 62-65; col. 4, lines 29-30; Figs. 1, 2a, 2b.	In any event, because claim 4 requires a dosage assembly <i>comprising</i> a mechanism for setting a specified dose, <i>any corresponding structure for this mechanism must be a part of the dosage assembly (not the cartridge assembly)</i> .	The only structure disclosed in the specification that is related to the "dose setting" function is the "dose setting means 9." However, the '408 patent does not describe how the dose setting means performs the recited function of "setting a specified dose." Accordingly, from the perspective of one of ordinary skill in the art, the '408 patent fails to adequately disclose corresponding structure for the mechanism that performs the recited function of "setting a specified dose."	This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: setting a specified dose.	"a mechanism for setting a specified dose"

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	"a drive means for driving the plunger means to deliver the set doseage" a mechanism that drives the plunger to deliver force to the stopper so that the set dosage is delivered.	Loss of this abutment results in a dosing error, even if the tip of the plunger is nominally "touching" the stopper.	"abutting" providing support by an element that receives thrust or pressure from a drive means and delivers it to the stopper to deliver the dose.		Claim Limitation Novo Nordisk's Proposed Construction
Corresponding structure: The only structure disclosed in the '408 patent specification that drives or pushes the plunger means to deliver the set dosage is: <i>the actuator button 18. See,</i>	"a drive means for driving the plunger means to deliver the set doseage" This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: driving or pushing the plunger means to deliver a set dose.		"abutting" to be adjacent; touch or join at the edge or border	Moreover, because claim 4 requires a dosage assembly comprising a plunger means, the corresponding structure for this plunger means – i.e., the rod element 7 – must be a part of the dosage assembly (not the cartridge assembly).	Aventis's Proposed Construction

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		cartridge assembly to and from the dosage assembly; and	a first coupling means for coupling and uncoupling the			Claim Limitation
		A "coupling" was a well-known structure in the art as of the filing date of the patent. The word "means," which follows that term, cannot render the term "coupling" less structural.	a coupling that allows a cartridge assembly to be fastened to and detached from a dosage assembly.			NOVO INOFAISK S. F. PODOSCA COIISTI ACTION
The corresponding structure disclosed in the '408 patent for attaching/engaging the cartridge assembly to and from the dosage assembly is: an external thread that is molded integrally with the cartridge assembly and that mates with an internal thread of the dosing assembly. '408 patent, col. 3, lines 49-54; col. 5, lines 21-25; see also '408 patent, Fig. 3. Other such corresponding structure disclosed in the '408 patent includes: releasable snap locks, such as snap locks with guidewire and sideways snap locks, snap locks released through threads, bajonet (sic) locks, luer locks, hinged locks, threaded locks, threaded couplings, snap couplings, and "any suitable combinations thereof." '408 patent, col. 3,	Corresponding structure:	context, "coupling and uncoupling" would be understood by one of skill in the art to mean: attaching (engaging) and detaching (disengaging) the two assemblies. The two assemblies must either be attached/engaged or they are detached/disengaged.	Recited function: coupling and uncoupling the	In any event, because claim 4 requires a dosage assembly comprising a drive means, any corresponding structure for this drive means must be a part of the dosage assembly (not the cartridge assembly).	plunger means." Accordingly, from the perspective of one of ordinary skill in the art, the '408 patent fails to adequately disclose corresponding structure for the drive means that performs the recited function of "driving the plunger means to deliver the set doseage (sic)."	

Claim Limitation	Novo Nordisk's Proposed Construction	Aventis's Proposed Construction
		lines 8-14 and 30-37.
a second coupling means for coupling	a coupling that allows a needle assembly to be fastened to and detached from a cartridge assembly.	This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: coupling and uncoupling a needle
and uncoupling a needle assembly to and from the	A "coupling" was a well-known structure in the art as of the filing date of the patent. The word "means," which	assembly to/from the cartridge assembly. In this context, "coupling and uncoupling" would be understood by one of skill in the art to mean: attaching (engaging) and
cartridge assembly;	follows that term, cannot render the term "coupling" less structural.	detaching (disengaging) the two assemblies. The two assemblies must either be attached/engaged or they are detached/disengaged.
		Corresponding structure:
		The corresponding structure disclosed in the '408 patent for attaching/engaging the needle assembly to and from the cartridge assembly is: a recess for a snap lock of a
		cartridge assembly. '408 patent, col. 3, lines 49-54; col. 5, lines 21-25; see also '408 patent, Fig. 3. Other such
		corresponding structure disclosed in the '408 patent includes: released by such as snap locks with
		guidewire and sideways snap locks, snap locks released through threads, baionet (sic) locks, luer locks, hinged
		locks, threaded locks, threaded couplings, snap
		patent, col. 3, lines 8-14 and 30-37.
wherein the first and	the device has a combination of couplings, one of which	that both the first and second coupling means must be
second coupling	is a snap lock and both of which can be coupled and	that the plunger means remains touching the stopper of
so that when a user	continues to support the stopper of the cartridge by	the cartridge assembly when a user grasps the needle
grasps the needle	preventing axial movement between the cartridge	assembly and applies force to the needle assembly to
assembly and	assembly and dosage assembly when a needle assembly	attach/detach the needle assembly to/from the device
applies force to the	while holding the dosage assembly.	applying an equal and opposite force to the dosage

		delivery device
See Claim 4.	See Claim 4.	5. The medication
	A "snap lock" is structural, and there is no limitation on the number of parts it may include, which may be greater than two.	
"Snap lock" two members of which at least one flexes to overcome a resistance and returns to a nominal unflexed state to engage the other to form a connection that can be intentionally disengaged	"snap lock" a coupling that includes a recessed or raised feature that releasably engages a spring-loaded projection, latch, or flexible member on the mating structure indicated by an audible snap or click to secure, or lock, the two components from relative movement or separation.	wherein at least the first or the second coupling means comprises a snap lock.
assembly		couple and uncouple it from the device while simultaneously grasping the dosage assembly and applying a equal and opposite force to the dosage assembly, the dosage assembly cannot move relative to the cartridge assembly, thereby ensuring that the plunger means remains abutted against the stopper; and
Aventis's Proposed Construction	Novo Nordisk's Proposed Construction	Claim Limitation

: :	Claim Limitation	Novo Nordisk's Proposed Construction	Aventis's Proposed Construction
T	recited in claim 4,		
age 7 wherein coupling	wherein the second coupling means	"wherein the second coupling comprises a threaded coupling means"	
	comprises a threaded	indicates that the coupling has the structure of screw	OCC CAMILITY.
,,	O E	threads.	"a threaded coupling means"
01/2			This limitation is subject to 35 U.S.C. § 112, \P 6.
Filed 05/			Recited function: using a thread to attach (engage) and detach (disengage) a needle assembly to and from a cartridge assembly.
			Corresponding structure:
nent 143-2			To the extent that one may understand the '408 patent to disclose a structure clearly linked to the recited function of this limitation, one of ordinary skill in the art would understand such corresponding structure to be: an
Docu			internal or external thread on the cartridge assembly. See, e.g., '408 patent, Figure 1.
5-SLR whereir complin	wherein the second coupling means comprises a means	"comprises a means for coupling and uncoupling through an axial movement of the needle assembly relative to the cartridge assembly"	"a means for coupling and uncoupling through an axial movement of the needle assembly relative to the cartridge assembly"
	for coupling and	the needle assembly mayes axially in relation to the	This limitation is subject to 35 U.S.C. § 112, ¶ 6.
	an axial movement of the needle	cartridge assembly when the needle assembly is coupled to or uncoupled from the cartridge assembly.	Recited function: using an axial movement of the needle assembly to attach (coupling) and to remove
	assembly relative to the cartridge		(uncoupling) the needle assembly to from the cartridge assembly.
	ly.		Corresponding structure:
-			The corresponding structure that is linked to the recited function of this limitation is: <i>a threaded coupling. See,</i>

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Claim Limitation	19090 INOTUSK'S Froposed Construction	Aveilla s. I. joposed. Constitución
		e.g., '408 patent, col. 3, lines 15-22.
6. The medication delivery device of claim 4,	See Claim 4.	See Claim 4.
wherein the first	"the first coupling means comprises a means for	"the first coupling means"
coupling means comprises a means	uncoupling through an axial movement of the cartridge assembly relative to the dosing assembly"	See Claim 4.
for uncoupling through an axial	the cartridge assembly moves axially in relation to the	"a means for uncoupling through an axial movement of
movement of the cartridge assembly	dosing assembly when the cartriage assembly is uncoupled from the dosing assembly.	This limitation is subject to 35 U.S.C. § 112, ¶ 6.
assembly.		Recited function: using an axial movement of the cartridge assembly for detaching (disengaging) the
		Corresponding structure:
		Corresponding structure:
		The corresponding structure disclosed in the '408 patent for using an axial movement of the cartridge assembly for detaching (disengaging) the cartridge assembly from
		the dosage assembly is: an external thread that molded integrally with the cartridge assembly and that mates with an internal thread of the dosing assembly. '408 patent, col. 3, lines 49-54; col. 5, lines 21-25; see
		structure disclosed in the '408 patent includes: releasable snap locks, such as snap locks with guidewire and videways snap locks snap locks released through
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	The second secon	
Claim Limitation	Novo Nordisk's Froposed Construction	
		threads, bajonet (sic) locks, luer locks, hinged locks, threaded locks, threaded couplings, snap couplings, and "any suitable combinations thereof." '408 patent, col. 3, lines 8-14 and 30-37.
9. The medication delivery device of claim 4,	See Claim 4.	See Claim 4.
wherein the second	"wherein the second coupling comprises a threaded	"the second coupling means"
coupling means comprises a threaded	coupling means"	See Claim 4.
coupling means.	the coupling has the structure of screw threads.	"a threaded coupling means"
		See Claim 5.
10. A medication delivery device	a medication delivery device.	a device for delivering a medication such as insulin, growth hormone or other like medication
comprising:		
a cartridge assembly	"cartridge assembly"	"cartridge assembly"
comprising a housing capable of	as used in claim 10 is a group of machine parts that comprises a housing in which a cartridge having a	cartridge assembly includes: (i) a housing that can
housing a removable cartridge that has a	moveable stopper at one end and a pierceable seal at an opposite end can be housed and a mount for the needle	house a removable cartridge filled with a medication, and (ii) a needle mounting means for mounting a needle

Claim Limitation	Novo Nordisk's Proposed Construction	Aventis's Proposed Construction
		* Order to the control of the contro
pierceable seal at	assembly that can secure the needle assembly to the	on the assembly
one end, is filled	cartridge assembly.	
with medication, and		
has a moveable		
stopper at an		
opposite end that		
when moved toward		
the medication		
pressurizes the		
medication; and a		
needle mounting		
means for mounting		
a needle on the		
cartridge assembly		
a housing capable of	"a housing capable of housing a removable cartridge"	"a housing capable of housing a removable cartridge"
housing a removable		•
cartridge that has a	a housing capable of holding a cartridge, such that the	an external casing that protects at least a portion of a
pierceable seal at	cartridge may be removed from the dosage assembly,	removable cartridge and allows the cartridge to be
one end, is filled	with or without the housing.	removed therefrom
with medication, and		
has a moveable		"a removable cartridge"
stopper at an		C. POLIZO I GOLD ON MANAGEMENT
opposite end that		a removable cartridge is a reservoir intended to be
when moved toward		removed from the housing, the reservoir holding a
the medication		medication and having a pierceable seal at one end and
pressurizes the		a movable stopper at the other end
medication		
***	7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	This limitation is authors to 25 II of 6 112 ¶ 6
a needle modifing	a mount for the needed doction min our been enter	**************************************
means for mounting	needle assembly to the cartridge assembly.	Recited function: mounting or attaching a needle on
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	wherein after a portion of medication is expelled from the cartridge, the plunger means abuts the stopper	plunger means to deliver the set dose,	plunger means for moving the stopper, a dose setting means for setting a dose, and a drive means for driving the	for delivering a set dose of medication, comprising: a				cartridge assembly;	Claim Limitation
	a portion of the medication delivery device that plunges and moves the stopper in the medicament cartridge. A "plunger" was a well-known structure in the art as of the filing date of the patent. The word "means," which follows that term, cannot render the term "plunger" less structural. Moreover, the plain meaning of "abutting" does not require physical contact.	"a plunger means for moving the stopper"	There is no requirement that the claimed dosage assembly include any specific part when the dosage assembly is not assembled into a medication delivery device.	medication" as used in claim 10 means a group of machine parts for serting a specified dose					Novo Nordisk's Proposed Construction
Moreover, because claim 10 requires a dosage assembly	This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: moving the stopper of the removable cartridge. Corresponding structure: The structure disclosed in the '408 patent specification that moves the stopper is: the rod element 7. See, e.g., '408 patent, col. 2, lines 62-65; col. 4, lines 29-30; Figs. 1, 2a, 2b. The plain meaning of the word "abut" is to be adjacent; touch or join at the edge or border.	"a plunger means for moving the stopper"	"a drive means for driving the plunger means to deliver the set dose," wherein the plunger means touches the stopper after medication has been expelled	a self-contained, assembled structure used for dosing that must include "a plunger means for moving the stopper," "a dose setting means for setting a dose," and	or front portion of a cartridge assembly. See, e.g., '408 patent, Figures 1, 2a; col. 4, lines 47-52.	To the extent that one may understand the '408 patent to disclose a structure clearly linked to the recited function	Corresponding structure:	the cartridge assembly.	Aventis's Proposed Construction

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								Claim Limitation
a mechanism that drives the plunger which delivers force	"a drive means for driving the plunger means to deliver the set dose"		date of the patent.	A dose setting means for setting a dose is described in the patent (Fig. 1, col. 4, ll. 19-21, ll. 34-37) and such	a mechanism that allows the user to set a specified dose of drug.	"a dose setting means for setting a dose"		Novo Nordisk's Proposed Construction
This limitation is subject to 35 U.S.C. § 112, ¶ 6.	"a drive means for driving the plunger means to deliver the set dose"	In any event, because claim 10 requires a dosage assembly comprising a dose setting means for setting a dose, any corresponding structure for this dose setting means must be a part of the dosage assembly (not the cartridge assembly).	related to the "dose setting" function is the "dose setting means 9." However, the '408 patent does not describe how the dose setting means performs the recited function of "setting a dose." Accordingly, from the perspective of one of ordinary skill in the art, the '408 patent fails to adequately disclose corresponding structure for the "dose setting means" that performs the recited function of "setting a dose."	Corresponding structure: The only structure taught in the specification that is	This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: setting a dose.	"a dose setting means for setting a dose"	comprising a plunger means, the corresponding structure for this plunger means – i.e., the rod element 7 – must be a part of the dosage assembly (not the cartridge assembly).	Aventis's Proposed Construction

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	uncoupling a needle assembly to and from the cartridge assembly;	a first means for						Claim Limitation
	A "coupling" was a well-known structure in the art as of the filing date of the patent. The word "means," which follows that term, cannot render the term "coupling" less structural.	a coupling that allows a needle assembly to be fastened			structural.	filing date of the patent. The word "means," which follows that term, cannot render the term "drive" less	to the stopper so that the set dosage is delivered.	Novo Nordisk's Proposed Construction
Corresponding structure: The corresponding structure disclosed in the '408 patent for attaching/engaging the needle assembly to and from the cartridge assembly is: <i>a recess for a snap lock of a</i>	Recited function: coupling and uncoupling a needle assembly to/from the cartridge assembly. In this context, "coupling and uncoupling" would be understood by one of skill in the art to mean: attaching (engaging) and detaching (disengaging) the two assemblies. The two assemblies must either be attached/engaged or they are detached/disengaged.	This limitation is subject to 35 U.S.C. § 112, ¶ 6.	In any event, because claim 10 requires a dosage assembly comprising a drive means, any corresponding structure for this drive means must be a part of the dosage assembly (not the cartridge assembly).	deliver the set dose is: <i>the actuator button 18. See, e.g.</i> , '408 patent, col. 4, lines 38-40; Fig. 1. However, the '408 patent does not describe how the actuator button performs the recited function of "driving or pushing the plunger means." Accordingly, from the perspective of one of ordinary skill in the art, the '408 patent fails to adequately disclose corresponding structure for the drive means that performs the recited function of "driving the plunger means to deliver the set dose."	specification that drives or pushes the plunger means to	Corresponding structure: The only structure disclosed in the '408 patent	Recited function: driving or pushing the plunger means to deliver a set dosage.	Aventis's Proposed Construction

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		dosage assembly to and from the cartridge assembly;	a second means for coupling and uncoupling the			Claim Limitation
		A "coupling" was a well-known structure in the art as of the filing date of the patent. The word "means," which follows that term, cannot render the term "coupling" less structural.	a coupling that allows a cartridge assembly to be fastened to and detached from a dosage assembly.			Novo Nordisk's Proposed Construction
The corresponding structure disclosed in the '408 patent for attaching/engaging the dosage assembly to and from the cartridge assembly is: an internal thread of the dosing assembly that mates with an external thread that is molded integrally with the cartridge assembly. '408 patent, col. 3, lines 49-54; col. 5, lines 21-25; see also '408 patent, Fig. 3. Other such corresponding structure disclosed in the '408 patent includes: releasable snap locks, such as snap locks with guidewire and sideways snap locks, that locks, hinged locks, threaded locks, there locks, hinged locks, threaded locks, threaded couplings, snap couplings, and "any suitable combinations thereof." '408 patent, col. 3, lines 8-14 and	Corresponding structure:	"coupling and uncoupling" would be understood by one of skill in the art to mean: attaching (engaging) and detaching (disengaging) the two assemblies. The two assemblies must either be attached/engaged or they are detached/disengaged.	This limitation is subject to 35 U.S.C. § 112, ¶ 6. Recited function: coupling and uncoupling the dosage assembly to/from the cartridge assembly. In this context.	guidewire and sideways snap locks, snap locks released through threads, bajonet (sic) locks, luer locks, hinged locks, threaded locks, threaded couplings, snap couplings, and "any suitable combinations thereof." '408 patent, col. 3, lines 8-14 and 30-37.	needle assembly that is molded integrally with the cartridge assembly. '408 patent, col. 3, lines 49-54; col. 5, lines 21-25; see also '408 patent, Fig. 3. Other such corresponding structure disclosed in the '408 patent includes: releasable snap locks, such as snap locks with	Aventis's Proposed Construction

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wherein at least the first or the second coupling means comprises a snap lock.	wherein the first and second coupling means are chosen so that when a user simultaneously grasps the dosage assembly and the needle assembly and applies a force to the needle assembly to couple (or uncouple) the needle to or from the device the cartridge assembly is positively precluded from moving axially relative to the dosage assembly; and	Claim Limitation
"snap lock" a coupling that includes a recessed or raised feature that releasably engages a spring-loaded projection, latch, or flexible member on the mating structure indicated by an audible snap or click to secure, or lock, the two components from relative movement or separation. A "snap lock" is structural, and there is no limitation on the number of parts it may include, which may be greater than two.	the medication delivery device includes a combination of couplings that does not allow the cartridge assembly to move axially in relation to the dosage assembly if a needle assembly is fastened to or detached from the cartridge assembly while holding the dosage assembly.	Novo Nordisk's Proposed Construction
"snap lock" two members of which at least one flexes to overcome a resistance and returns to a nominal unflexed state to engage the other to form a connection that can be intentionally disengaged	that both the first and second coupling means must be intentionally selected by the device designer to ensure that the cartridge assembly does not move axially away from the dosage assembly while a user simultaneously grasps the dosage assembly and the needle assembly and applies a force to the needle assembly to attach/detach the needle assembly to/from the device	Aventis's Proposed Construction